

COMMON COUNCIL MEETING MINUTES

MONDAY, MARCH 19, 2007 – 6:00 P.M.
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

MEMBERS PRESENT:

Mayor James Brainard, Council President Joseph C. Griffiths, Council Members, Richard L. Sharp, Kevin Kirby, Brian D. Mayo, Ronald E. Carter, Mark Rattermann, Fredrick J. Glaser, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Mayor Brainard opened the meeting at 6:01 p.m.

Pastor Joe Flatt, First Baptist Church of Carmel, pronounced the Invocation.

Mayor Brainard led the Pledge of Allegiance.

RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:

There were none.

APPROVAL OF MINUTES:

Councilor Mayo made a motion to approve the Minutes of the March 5, 2007 Regular Meeting. Councilor Sharp seconded. There was no Council discussion. Council President Griffiths called for the question. The Minutes were approved 6-0 (Councilor Carter abstained).

RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:

Ed Pipkin, 942 Auman Dr. W., Carmel, IN. Mr. Pipkin encouraged citizens to vote in the upcoming election.

Henry Winckler, 411 Jenny Lane, Carmel, IN. Mr. Winckler spoke in favor of Ordinance D-1846-07 (Code of Ethics).

COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:

Council President Griffiths recognized Boy Scout Troup 180 who attended tonight's meeting.

ACTION ON MAYORAL VETOES:

There were none.

CLAIMS:

Councilor Mayo made a motion to approve the claims in the amount of \$1,698,142.66. Councilor Sharp seconded. There was no Council discussion. Council President Griffiths called for the question. Claims were approved 7-0.

COMMITTEE REPORTS:

Councilor Kirby reported that the Finance, Administration and Rules Committee had not met. Councilor Kirby asked the city attorney to have Ordinance D-1846-07 returned to him before the next committee meeting which will be held on Monday, April 16, 2007 at 5:00 p.m.

Councilor Sharp reported that the Land Use, Annexation and Economic Development Committee met and discussed Ordinance Z-502-07. The petitioner had submitted commitments for the committee review. This ordinance was forwarded to the full Council with a unanimous positive recommendation.

Councilor Carter reported that the Parks, Recreation and Arts Committee had not met.

Councilor Mayo reported that the Utilities, Transportation and Public Safety Committee had not met.

OLD BUSINESS

Second Reading of Ordinance D-1846-07; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing a Code of Ethics for Carmel Officers and Employees, Amending Chapter 2, Article 5, Adding Section 2-184 of the Carmel City Code: Sponsor(s): Councilor(s) Glaser and Rattermann. (Finance, Administration and Rules Committee 4/16/07). This item was not discussed.

Council President Griffiths announced the **Second Reading of Ordinance Z-502-07**; An Ordinance of the Common Council of the City of Carmel, Indiana, Change of Zoning Classification Rezoning of 2.7 Acres of Real Estate at Northeast Corner of 98th Street and U.S. Highway 421 – Michigan Road From S-1/Residential to B-3/Business Zoning Classification (Midland Atlantic Properties). Councilor Mayo referred to Councilor Sharp, Chair of the Land Use, Annexation and Economic Development Committee for a report. There was brief Council discussion. Paul Reis, Attorney, Bose McKinney & Evans, representing Midland Atlantic Properties, addressed the Council. Councilor Sharp made a motion to approve Ordinance Z-502-07. Councilor Rattermann seconded. There was no Council discussion. Council President Griffiths called for the question. **Ordinance Z-502-07** was adopted 7-0.

PUBLIC HEARINGS

There were none.

NEW BUSINESS

Council President Griffiths announced the **First Reading of Ordinance D-1847-07**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Ordinance D-1823-06 (2007 Appointed Officers and Employees Salaries). Councilor Mayo made a motion to move this item into business.

Councilor Carter seconded. Councilor Mayo presented this item to Council. There was brief Council discussion. Councilor Kirby referred to Doug Haney, City Attorney, for clarification. Councilor Kirby made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Sharp seconded. Council President Griffiths called for the question. The motion died 5-2 (Councilors Rattermann and Glaser opposed). There was brief Council discussion. Barb Lamb, Director of Human Resources, addressed the Council. There was additional Council discussion. Council President Griffiths referred Ordinance D-1847-07 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Griffiths announced the **First Reading of Ordinance D-1848-07**; An Ordinance of the Common Council of the City of Carmel, Indiana, Enacting and Adopting a Supplement to the Code of Ordinances of the City of Carmel, Indiana (Fourth Quarter – 2006). Councilor Carter made a motion to move this item into business. Councilor Glaser seconded. Councilor Glaser presented this item to Council and referred to Doug Haney, City Attorney, for clarification. Councilor Glaser made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Mayo seconded. There was no Council discussion. Council President Griffiths called for the question. The motion was approved 7-0. There was no Council discussion. Council President Griffiths called for the question. **Ordinance D-1848-07** was adopted 7-0.

Council President Griffiths announced **Resolution CC-03-19-07-01**; A Resolution of the Common Council of the City of Carmel, Indiana, Designating 12900 North Meridian Street As an Economic Revitalization Area (Oxford BioSignals). Councilor Sharp made a motion to move this item into business. Councilor Carter seconded. Councilor Sharp presented this item to Council and referred to Larry Gigerich, Ginovus, 8888 Keystone Crossing, Suite 1450, Indianapolis, IN 46240 for a presentation to the Council. There was no Council discussion. Councilor Sharp made a motion to approve Resolution CC-03-19-07-01. Councilor Carter seconded. Council President Griffiths called for the question. **Resolution CC-03-19-07-01** was adopted 7-0.

OTHER BUSINESS

There was none.

ANNOUNCEMENTS

Council President Griffiths informed the Council that the April 2, 2007 meeting will be cancelled because of Spring Break. Council President Griffiths also informed the Council that a special meeting to approve claims will be scheduled.

EXECUTION OF DOCUMENTS

ADJOURNMENT

Mayor Brainard adjourned the meeting at 6:38 p.m.

Respectfully submitted,

Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

Mayor James Brainard

ATTEST:

Clerk-Treasurer Diana L. Cordray, IAMC